

IDAHO COUNTY DISTRICT COURT
FILED
AT 10:02 O'CLOCK A.M.

AUG 17 2010

ROSE E. GEHRING
CLERK OF DISTRICT COURT
Rose E. Gehring DEPUTY

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF IDAHO

Linwood Laughy, et al
Plaintiff,
vs.

Idaho Transportation Department
Defendant.

CASE NO. CV 10-40411

TEMPORARY RESTRAINING
ORDER

Pursuant to Civil Rule 65, the Idaho Department of Transportation (Department) is hereby restrained from issuing permits to Conoco Phillips to haul oil refining equipment on the Highway 12 corridor from the Port of Lewiston to the Montana border until a hearing has been held on plaintiffs' motion for a preliminary injunction scheduled for August 20, 2010 at 9:00 a.m. PST in the District Courtroom of the Idaho County Courthouse, Grangeville, Idaho. This order is issued on plaintiffs' prima facie showing that they may suffer great damage that would not be recoverable from Conoco Phillips if the transportation of the equipment is permitted by the Department and that by issuing permits for the transportation of the equipment the Department may be violating its own regulations.

While there is no apparent damage to the Department from a delay of a few days, the plaintiffs shall post a bond of \$3000.00 to cover potential costs to the Department in the event this order has been improvidently issued.

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08-17-10 09:53a pg. 3
08-17-10 09:44a Pg: 3/3

IT IS SO ORDERED this 17 day of August 2010.

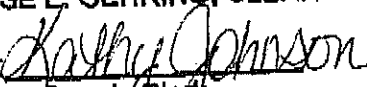
BY: 
JOHN BRADBURY
District Judge

Mailing Certificate

I, the undersigned Deputy Clerk, do hereby certify that I mailed or delivered a copy of the foregoing document to the following persons on 8.17.10:

Natalie Havlina, faxed 208-342-8286
Tim Thomas, faxed 208-334-4498

ROSE E. GEHRING, CLERK

BY: 
Deputy Clerk